CLASSIFICATION OFFICE DECISION

Title of publication:	IMG_6219.JPG
Other known title(s):	Not stated
OFLC ref:	1900203.006
Medium:	Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	English
Applicant:	Commissioner of Police
Classification:	Unrestricted.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	22 August 2019
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	22 August 2019

Summary of reasons for decision:

The image file depicts a boy wearing underpants sitting against a chest of drawers. The image is not reasonably capable of being regarded as sexual in nature. It therefore does not get through the "subject matter gateway" of s3(1) of the Films, Videos, and Publications Classification Act 1993, nor does it deal with matters under s3A or s3B of that Act. The publication must therefore be classified as unrestricted. An unrestricted classification imposes no limitations on the right to freedom of expression as affirmed by the New Zealand Bill of Rights Act 1990.